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SUPERIOR COURT  
YAVAPAI COUNTY, ARIZONA ✓

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SANDRA K HARMHAM, CLERK  
BY: 

5  
6 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

7 **IN AND FOR THE COUNTY OF YAVAPAI**

8 **STATE OF ARIZONA,**

9 Plaintiff,

10 vs.

11 **STEVEN CARROLL DEMOCKER,**

12 Defendant.

**CAUSE NO. P1300CR201001325**

**STATE'S OBJECTION TO REQUEST  
FOR ADDITIONAL TIME TO FILE  
RESPONSE**

Assigned to Hon. Warren R. Darrow  
Division PTB

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14  
15 The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney, and  
16 her deputy hereby submits its Objection to John Sears Request for Additional Time to File Response.

17 The State's motion outlines the issues directly related to Mr. Sears and the charges  
18 contained in the indictment. Mr. Sears is a material witness in this case. Mr. Sears is not a "party"  
19 in this case. Rules 1.3(a) and 16.1(b) of the Arizona Rules of Criminal Procedure, as cited in the  
20 objection filed by Mr. Sears, apply to parties not witnesses.

21  
22 Given that the trial is six weeks away, time is of the essence and an expedited hearing is  
23 appropriate. The process of deposing Mr. Sears will be time consuming, from scheduling the  
24 hearing and deposition to obtaining transcripts of the hearing and deposition. Additionally time may  
25 be required for the Court to address any legal issues that may arise from said hearing and deposition.  
26

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The State asserts that the Rules relied upon by Mr. Sears do not give a witness standing to object to the time periods afforded a party to the action. The State urges the Court to ignore a witnesses attempt to delay these proceedings.

//

RESPECTFULLY SUBMITTED this 1 day of August, 2011.

Sheila Sullivan Polk  
YAVAPAI COUNTY ATTORNEY

By: Steven A. Young

Steve Young

Deputy County Attorney

COPY of the foregoing Emailed this

1st day of August, 2011, to:

Honorable Warren R. Darrow

Division 6

Yavapai County Superior Court

Via email to Diane Troxell: DTroxell@courts.az.gov

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